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MINUTES OF THE REGULAR COMMISSION MEETING OF THE MICHIGAN PUBLIC  
SERVICE COMMISSION HELD VIA MICROSOFT TEAMS VIDEO CONFERENCING ON JUNE  
10, 2020

Commission Chairman Sally A. Talberg called the meeting to order at 1:30 p.m.  
Executive Secretary Lisa Felice called the roll and declared there was a quorum.

**PRESENT**

Commission: Sally A. Talberg, Chairman  
Daniel C. Scripps, Commissioner  
Tremaine L. Phillips, Commissioner

Staff: Lisa Gold  
Lisa Felice

Additional Staff & Public Attending Telephonically/Video Conferencing: 184 Participants

Chairman Talberg outlined the process of conducting a Commission Meeting via Microsoft Teams Video Conferencing.

- I.** Commissioner Scripps moved to approve today's agenda, Commissioner Phillips seconded.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The agenda was approved.

- II.** Commissioner Scripps moved to approve the minutes of the Regular Commission Meeting of May 19, 2020, Commissioner Phillips seconded.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The minutes were approved.

### **III. CONSENTED ORDERS**

#### **A. COMMUNICATIONS**

1. U-15219 IN THE MATTER OF THE REQUEST FOR COMMISSION APPROVAL OF AN INTERCONNECTION AGREEMENT BETWEEN AT&T MICHIGAN AND CLIMAX TELEPHONE COMPANY (ninth amendment)
  - U-17143 IN THE MATTER OF THE REQUEST FOR COMMISSION APPROVAL OF AN INTERCONNECTION AGREEMENT BETWEEN NEW HORIZONS COMMUNICATIONS CORP. AND MICHIGAN BELL TELEPHONE COMPANY d/b/a AT&T MICHIGAN (second amendment)
  - U-17225 IN THE MATTER OF THE REQUEST FOR COMMISSION APPROVAL OF A MULTI-STATE INTERCONNECTION AGREEMENT BETWEEN PEERLESS NETWORK OF MICHIGAN, LLC AND VARIOUS AT&T INC. OWNED COMPANIES, INCLUDING AT&T MICHIGAN (second amendment)
  - U-20289 IN THE MATTER OF THE JOINT REQUEST FOR COMMISSION APPROVAL OF THE RESALE AGREEMENT BY AND BETWEEN CENTURYLINK MIDWEST-MICHIGAN, INC. d/b/a CENTURYLINK, CENTURYTEL OF MICHIGAN INC. d/b/a CENTURYLINK, CENTURYTEL OF NORTHERN MICHIGAN, INC. d/b/a CENTURYLINK, CENTURYTEL OF UPPER MICHIGAN, INC. d/b/a CENTURYLINK AND BULLSEYE TELECOM, INC. (first amendment)
2. MINUTE ACTION METRO ACT (tax credit determination report)

#### **B. GAS**

1. U-20545 IN THE MATTER OF THE APPLICATION OF MICHIGAN GAS UTILITIES CORPORATION FOR APPROVAL OF A GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2021 (proposed settlement agreement)
2. U-20547 IN THE MATTER OF THE APPLICATION OF NORTHERN STATES POWER COMPANY FOR APPROVAL OF A GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2021 (proposed settlement agreement)

3. MINUTE ACTION MIDCONTINENT INDEPENDENT SYSTEM OPERATOR, INC.,  
FILING OF REVISIONS TO MODULE A AND ATTACHMENT FF OF  
ITS TARIFF AND THE TRANSMISSION OWNERS AGREEMENT  
(FERC Docket Nos. ER20-1723-000 and ER20-1724-000)

Commissioner Scripps moved that the Commission approve all the orders and minutes on the consent agenda. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The 3 orders and 2 minutes were adopted.

#### **IV. OTHER ORDERS**

##### **A. COMMUNICATIONS**

1. U-20623 IN THE MATTER OF THE NOTICE OF TALK AMERICA SERVICES,  
LLC, OF DISCONTINUANCE OF BASIC LOCAL EXCHANGE  
SERVICE AND TOLL SERVICE  
(final order)

Commission Staff Shatina Jones, Telecommunications Division, presented a brief synopsis of the case listed above. Commissioner Scripps moved that the Commission approve the order at its June 10, 2020 meeting. Commissioner Phillips seconded that motion.

Commissioner Phillips commented:

“Thank you once again for the presentation, Shatina. As was noted in her comments before the Commission, this was the first time our Staff had to operationalize the notice of discontinuance of service and subsequent customer complaint initiated investigation under the 2014 amendments to Section 313 of the Michigan Telecommunications Act.

The Commission would like to thank our Telecommunications Division for their work in addressing customer complaints and conducting an investigation into the availability of comparable voice service with reliable access to 911 and emergency services in Talk America’s service territory. As a result of the judicious and collective efforts, and despite challenges presented by the COVID-19 pandemic, all customer related complaints were resolved as customers were transitioned to comparable ILEC, CLEC and other provider services.

As I stated during December 19<sup>th</sup> Commission meeting last year, the Commission will continue to explore how the rapid business model and technological developments in the telecommunications sector may impact customers in Michigan, and to the best of our ability, ensure that customers and communities are not left behind during this rapid transition.”

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

2. U-20743 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, DIRECTING ANTHONY MARTELL d/b/a MARTELL CABLE SERVICE TO SHOW CAUSE WHY IT SHOULD NOT BE FOUND TO BE IN VIOLATION OF THE UNIFORM VIDEO SERVICES LOCAL FRANCHISE ACT, 2006 PA 480, MCL 484.3301 *et seq.*  
(show cause/interim order)

Case No. U-20743 involves, on the Commission's own motion, an order for Anthony Martell d/b/a Martell Cable Service to show cause why it has not complied with the requirements of 2006 PA 480. The order before you orders Anthony Martell d/b/a Martell Cable Service to appear before an administrative law judge and to prefile testimony and evidence. Commissioner Scripps moved that the Commission approve the order at its June 10, 2020 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

3. U-20744 IN THE MATTER, ON THE COMMISSION'S OWN MOTION, DIRECTING BLUE JAY WIRELESS, LLC, TO SHOW CAUSE WHY IT SHOULD NOT BE FOUND TO BE IN VIOLATION OF FEDERAL AND STATE REQUIREMENTS FOR DESIGNATION AS AN ELIGIBLE TELECOMMUNICATIONS CARRIER FOR PURPOSES OF OFFERING LIFELINE SERVICE ON A WIRELESS BASIS  
(show cause/interim order)

Case No. U-20744 involves an action, on the Commission's own motion, to order Blue Jay Wireless, LLC, to show cause why it should not be found in violation of federal and state requirements for designation as an eligible telecommunications carrier for purposes of offering Lifeline service on a wireless basis. The order before you directs Blue Jay Wireless, LLC, to appear at a prehearing conference before an administrative law judge and to prefile testimony and evidence. Commissioner Scripps moved that the Commission approve the order at its June 10, 2020 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips

Nays – None

The order was adopted.

**B, C & D      ELECTRIC, GAS & STEAM**

1.      U-18091      IN THE MATTER, ON THE COMMISSION’S OWN MOTION, ESTABLISHING THE METHOD AND AVOIDED COST CALCULATION FOR DTE ELECTRIC COMPANY TO FULLY COMPLY WITH THE PUBLIC UTILITY REGULATORY POLICIES ACT OF 1978, 16 USC 2601 *et seq.*  
(motion for clarification)

Case No. U-18091 involves a motion for clarification filed by Geronimo Energy, LLC with respect to the September 26, 2019 order issued in this docket. The Commission grants the motion, clarifies aspects of the September 26, 2019 order, and directs DTE Electric Company to file a revised Standard Offer tariff and Standard Offer power purchase agreement as set forth in this order. Commissioner Scripps moved that the Commission approve the order at its June 10, 2020 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

2.      U-20800      IN THE MATTER OF THE APPLICATION OF ALPENA POWER COMPANY FOR APPROVAL TO IMPLEMENT A POWER SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING DECEMBER 31, 2021  
(order assigning case numbers)
- U-20801      IN THE MATTER OF THE APPLICATION OF ALPENA POWER COMPANY FOR RECONCILIATION OF ITS POWER SUPPLY COST RECOVERY PLAN (CASE NO. 20800) FOR THE 12 MONTHS ENDED DECEMBER 31, 2021
- U-20802      IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR APPROVAL TO IMPLEMENT A POWER SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING DECEMBER 31, 2021
- U-20803      IN THE MATTER OF THE APPLICATION OF CONSUMER ENERGY COMPANY FOR RECONCILIATION OF ITS POWER SUPPLY COST RECOVERY PLAN (CASE NO. U-20802) FOR THE 12 MONTHS ENDED DECEMBER 31, 2021

U-20804	IN THE MATTER OF THE APPLICATION OF INDIANA MICHIGAN POWER COMPANY FOR APPROVAL TO IMPLEMENT A POWER SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING DECEMBER 31, 2021
U-20805	IN THE MATTER OF THE APPLICATION OF INDIANA MICHIGAN POWER COMPANY FOR RECONCILIATION OF ITS POWER SUPPLY COST RECOVERY PLAN (CASE NO. U-20804) FOR THE 12 MONTHS ENDED DECEMBER 31, 2021
U-20806	IN THE MATTER OF THE APPLICATION OF NORTHERN STATES POWER COMPANY FOR APPROVAL TO IMPLEMENT A POWER SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING DECEMBER 31, 2021
U-20807	IN THE MATTER OF THE APPLICATION OF NORTHERN STATES POWER COMPANY FOR RECONCILIATION OF ITS POWER SUPPLY COST RECOVERY PLAN (CASE NO. U-20806) FOR THE 12 MONTHS ENDED DECEMBER 31, 2021
U-20808	IN THE MATTER OF THE APPLICATION OF UPPER MICHIGAN ENERGY RESOURCES CORPORATION FOR APPROVAL TO IMPLEMENT A POWER SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING DECEMBER 31, 2021
U-20809	IN THE MATTER OF THE APPLICATION OF UPPER MICHIGAN ENERGY RESOURCES CORPORATION FOR RECONCILIATION OF ITS POWER SUPPLY COST RECOVERY PLAN (CASE NO. U-20808) FOR THE 12 MONTHS ENDED DECEMBER 31, 2021
U-20810	IN THE MATTER OF THE APPLICATION OF UPPER PENINSULA POWER COMPANY FOR APPROVAL TO IMPLEMENT A POWER SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING DECEMBER 31, 2021
U-20811	IN THE MATTER OF THE APPLICATION OF UPPER PENINSULA POWER COMPANY FOR RECONCILIATION OF ITS POWER SUPPLY COST RECOVERY PLAN (CASE NO. U-20810) FOR THE 12 MONTHS ENDED DECEMBER 31, 2021
U-20826	IN THE MATTER OF THE APPLICATION OF DTE ELECTRIC COMPANY FOR APPROVAL TO IMPLEMENT A POWER SUPPLY COST RECOVERY PLAN FOR THE 12 MONTHS ENDING DECEMBER 31, 2021
U-20827	IN THE MATTER OF THE APPLICATION OF DTE ELECTRIC COMPANY FOR RECONCILIATION OF ITS POWER SUPPLY COST RECOVERY PLAN (CASE NO. U-20826) FOR THE 12 MONTHS ENDED DECEMBER 31, 2021
U-20812 (# IV. C. 1.)	IN THE MATTER OF THE APPLICATION OF UPPER MICHIGAN ENERGY RESOURCES CORPORATION FOR APPROVAL OF A GAS COST RECOVERY PLAN AND FACTORS FOR THE 12 MONTHS ENDING OCTOBER 31, 2021 AND RELATED APPROVALS (order assigning case numbers)

- U-20813 IN THE MATTER OF THE APPLICATION OF UPPER MICHIGAN ENERGY RESOURCES CORPORATION FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-20812) FOR THE 12 MONTHS ENDED OCTOBER 31, 2021
- U-20814 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR APPROVAL OF A GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2022
- U-20815 IN THE MATTER OF THE APPLICATION OF CONSUMERS ENERGY COMPANY FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-20814) FOR THE 12 MONTHS ENDED MARCH 31, 2022
- U-20816 IN THE MATTER OF THE APPLICATION OF DTE GAS COMPANY FOR APPROVAL OF A GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2022
- U-20817 IN THE MATTER OF THE APPLICATION OF DTE GAS COMPANY FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-20816) FOR THE 12 MONTHS ENDED MARCH 31, 2022
- U-20818 IN THE MATTER OF THE APPLICATION OF MICHIGAN GAS UTILITIES CORPORATION FOR APPROVAL OF A GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2022
- U-20819 IN THE MATTER OF THE APPLICATION OF MICHIGAN GAS UTILITIES CORPORATION FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-20818) FOR THE 12 MONTHS ENDED MARCH 31, 2022
- U-20820 IN THE MATTER OF THE APPLICATION OF NORTHERN STATES POWER COMPANY FOR APPROVAL OF A GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2022
- U-20821 IN THE MATTER OF THE APPLICATION OF NORTHERN STATES POWER COMPANY FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-20820) FOR THE 12 MONTHS ENDED MARCH 31, 2022
- U-20822 IN THE MATTER OF THE APPLICATION OF SEMCO ENERGY GAS COMPANY FOR APPROVAL OF A GAS COST RECOVERY PLAN AND AUTHORIZATION OF GAS COST RECOVERY FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2022
- U-20823 IN THE MATTER OF THE APPLICATION OF SEMCO ENERGY GAS COMPANY FOR RECONCILIATION OF ITS GAS COST RECOVERY PLAN (CASE NO. U-20822) FOR THE 12 MONTHS ENDED MARCH 31, 2022

- U-20824      IN THE MATTER OF THE APPLICATION OF DETROIT THERMAL,  
(#IV. D. 1.)      LLC FOR APPROVAL OF A STEAM SUPPLY COST RECOVERY  
PLAN AND AUTHORIZATION OF STEAM COST RECOVERY  
FACTORS FOR THE 12 MONTHS ENDING MARCH 31, 2022  
(ORDER ASSIGNING CASE NUMBERS)
- U-20825      IN THE MATTER OF THE APPLICATION OF DETROIT THERMAL,  
LLC FOR RECONCILIATION OF ITS STEAM SUPPLY COST  
RECOVERY PLAN (CASE NO. U-20824) FOR THE 12 MONTHS  
ENDED MARCH 31, 2022

Case Nos. U-20800 *et al.* involve a proceeding to assign case numbers consistent with the Commission's e-docket filing system. The order before you assigns docket numbers for 2020-2021, 2021, and 2021-2022 power supply cost recovery plans, gas cost recovery plans, steam supply cost recovery plans, power supply cost recovery reconciliations, gas cost recovery reconciliations, and steam supply cost recovery reconciliations for all rate-regulated electric, gas, and steam utilities. Commissioner Scripps moved that the Commission approve the order at its June 10, 2020 meeting. Commissioner Phillips seconded that motion.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The order was adopted.

## **V. PRESENTATION BY MIDCONTINENT INDEPENDENT SYSTEM OPERATOR, INC.**

Melissa Seymour, Executive Director, Central Region of MISO, made a presentation regarding key activities in the region. The document can be found on the MPSC website at:  
[https://www.michigan.gov/documents/mpsc/MISO\\_MPSC\\_Presentation\\_June\\_10\\_2020\\_693355\\_7.pdf](https://www.michigan.gov/documents/mpsc/MISO_MPSC_Presentation_June_10_2020_693355_7.pdf)

## **VI. PUBLIC COMMENTS**

There were no public comments.

Commissioner Phillips commented:

“Yesterday, the Michigan Public Service Commission, in partnership with Connected Nation Michigan and with support from the Office of Lt. Governor Gilchrist, DTMB and the Michigan Department of Education, released a map of over 300 publicly accessible Wi-Fi hotspots throughout the state of Michigan.

What is particularly valuable about the locations is that as we continue to work and learn remotely, engage in social distancing and prepare for the potential of a second wave of COVID-19, many of these



“digital parking lots” will allow for residents without broadband access at home to stay connected without compromising their health and safety by increasing their exposure to the virus. This is not an end all solution, and there is still much more work to be done to increase the accessibility, affordability and adoption of broadband in Michigan, but coupled with the 10’s of millions in state and federal grants in Michigan to support the expansion of broadband infrastructure in unserved communities, increase telehealth services and provide the resources necessary to connect Michigan’s students, this initiative is an important bridge to continued investments in broadband infrastructure and programs throughout the state.

The Commission has been very aware and invested in the renewed discussion, movement, and conversations around race equity, diversity, and inclusion in the after math of the horrific events in Minneapolis. It is still taking some time to digest what the results may be and what our actions should be. I just wanted to state in this Commission Meeting today, the Commission will not be silent and will not be inactive during this important time. We certainly are looking for ways to engage our staff and stakeholders in this dialogue. I am asking for folks to stay tuned. We are continuing to digest this internally and figure out what is the best and most genuine path going forward to engage in this renewed interest having this important dialogue around race relations in this country.”

Commissioner Scripps commented on the U.P. Task Force:

“Yesterday we had our second meeting of Phase II, which looks at the broader issues in the Upper Peninsula around reliability and affordability beyond the alternatives to current propane delivery. Our next meeting is July 15. There is a possibility this will be an in-person meeting in Gogebic county. We have focused so far on the building blocks for this second phase. Cathy Cole has done a tremendous job. Yesterday, we had ATC talking about the transmission infrastructure in the Upper Peninsula. These presentations, as well as everything from Phase I, are available on the Task Force’s website at [www.michigan.gov/upenergytaskforce](http://www.michigan.gov/upenergytaskforce). There is an opportunity for public comments at each meeting of the Task Force. The robust comments that we have received at each of these meetings have done a great deal to inform the deliberations.”

Chairman Talberg commented:

“I appreciate Commissioner Phillips for his remarks about the issues going on in our country dealing with race relations. I acknowledge how hard it can be and how it personally affects individuals at the Commission. Although we remain focused on utility issues at the Commission, it is hard not to be affected and think about what we should be doing at the Commission.

I have been incredibly inspired how productive the Commission team has been over the past few months. We have held two fully remote hearings in major rate cases. I am not sure if there is another Commission in the country that has done that. There was a lot of preparation that went into this to troubleshoot issues and get people comfortable with the technology to ensure that there is the appropriate due diligence and due process that is so important with those cases and other cases. We have held meetings, workshops, issued reports, filed testimony by staff and expert testimony, responded to customer calls, and improving energy assistance programs and delivery.

There has been a lot of activity monitoring critical infrastructure and customer impacts related to COVID, as well as the recent dam failure in the Midland area, even today as storms affect power supplies. I appreciate our team’s diligence on that.

Like many organizations around the state, we are working to plan our return to work in-person and what that looks like. We have a team internally that is focused on trying to take lessons from other organizations. We plan to telework to the fullest extent possible for the foreseeable futures. Some activities like Commission Meetings may resume in-person options, as required by law. We will look to provide the remote capabilities, as well. We will communicate with stakeholders and the public through the website, list serves, press releases, and social media.

On June 8, 2020, I announced to staff that the Electric Reliability Council of Texas (ERCOT) nominating committee voted to include me on the slate of candidates to be presented to ERCOT's members for a vote to join the board of directors as an independent/unaffiliated director for a three-year term starting January 2021. As many of you know, ERCOT is the independent system operator that serves 90% of Texas and is overseen by the Texas Legislature and the Public Utility Commission of Texas. I plan to continue to serve on the Commission during the ERCOT board appointment process that takes place over the course of this year. If appointed, I would resign from the Commission before the ERCOT board term starts.

Today's action by the ERCOT nominating committee is step 1 in a three-step process, with a final decision expected in the October timeframe. The full ERCOT board, which consists of both independent directors and stakeholder member representatives, serves on the nominating committee and votes on the slate. Like other RTOs/ISOs, the ERCOT members then vote on candidates (yes/no vote, not a choice among candidates). Thereafter, ERCOT presents the candidates to the Public Utility Commission of Texas (PUCT) for formal approval, which typically takes a couple of months."

A recording of the proceedings of the June 10, 2020 meeting is archived at:  
[https://www.michigan.gov/mpsc/0,9535,7-395-93307\\_93316\\_93317\\_93875---Y,00.html](https://www.michigan.gov/mpsc/0,9535,7-395-93307_93316_93317_93875---Y,00.html) .

Chairman Talberg announced that the next regularly scheduled Commission Meeting will be held on July 9, 2020 at 1:30 p.m. There will also be a Special Commission Meeting held on June 30, 2020 at 10:30 a.m.

Commissioner Scripps moved that the Commission adjourn, Commissioner Phillips seconded.

Vote: Yeas – Talberg, Scripps, Phillips  
Nays – None

The motion was approved.

The meeting adjourned at 2:37 p.m.

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Lisa Felice  
Executive Secretary